SINGLE BENCH

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

W.P. No.5987/05

PETITIONER : **ASHOK SHARMA**
S/o Shri Bishauha Pd. Sharma
Aged about 53 Yrs.
Assistant Teacher,
Presently posted at ,
Higher Secondary School ,
Saraipali, Distt.- Mahasamund.

P.R. No. 600 3/05
Presented by Shri Manish Sharma
dated 21/11/05

VERSUS

RESPONDENT :

1. **State of C.G. through C0llector, Mahasamund (C.G.)**
2. **District Education Officer, Mahasamund (C.G.).**

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CLERK TO A.G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT, WRITS, ORDER, DIRECTIONS ETC.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. 5987/05 सन् 200

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विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	9-12-2005 Shri Manish Sharma, counsel for the petitioners. Shri Satish Gupta, Dy. Govt. Adv. for the State, on advance copy. Heard. This order shall dispose of the two writ petitions bearing W.P. No. 5986/2005 (Smt. Pushpa Sharma –v- State and others) and W.P. No. 5987/2005 (Ashok Sharma –v- State and others). Counsel submits that Smt. Pushpa Sharma- the petitioner in W.P. No. 5086/2005 is wife of Ashok Kumar, who is petitioner in W.P. 5987/2005. Smt. Pushpa Sharma is posted at Saraipali and she has been transferred by order dated 31-8-2005 from Adiwashi Girls Ashram, Saraipali, Distt. Mahasamund to Komakhan Vikas Khand Bagbahara, Distt Mahasamund. Petitioner Ashok Kumar is posted at Higher Secondary School, Saraipali, Distt. Mahasamund and he has been transferred by order dated 31-8-2005 to Middle School Narra, Bagbahara. Counsel for the petitioners submitted that the transfer orders have been passed during the ban period and no Evajidar has been posted. Counsel submitted that none has been posted in place of Smt. Pushpa Sharma. He submits that for the present they may be given an opportunity to make a representation before the respondents. Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioners to make individual detailed representations raising their grievances before the competent authority of respondents along with a copy of the petition and this order within 15 days from today and on such representations being filed, the competent authority of respondents shall decide the same on their own merits in accordance with law as early as possible preferably within two months from the date	

[पीछे देखिये

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. 5987/05 सन् 200

30

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

of receipt of the representation. It is made clear that if any grievance remains, the petitioners may avail the remedy available under the law.

Counsel further submits that so far as petitioner in W.P. No. 5987/2005 Ashok Sharma is concerned, he is ready to join at new place of posting and so far as petitioner in W.P. No. 5986/2005 Smt. Pushpa Sharma is concerned, she may be allowed to continue till the decision of the representation.

It is directed that so far as petitioner in W.P. No. 5986/2005 Smt. Pushpa Sharma is concerned, she be allowed to continue till the representation is decided.

So far as petitioner in W.P. No. 5987/2005 Ashok Sharma is concerned, he may join at the new place of posting.

With the aforesaid observations, this petitions stand disposed of.

Consequently M.W.P.No. 4762/2005, I.A. NO. 9956/05, M.W.P. No. 4761/2005 and I.A. No. 9955/2005 also stand disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

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